

TEMPORARY

Serial No. 57117

T

AMENDED

APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF NEVADA HERETOFORE APPROPRIATED

Date of filing in State Engineer's Office. JAN 27 1992

Returned to applicant for correction

Corrected application filed Map filed FEB 5 - 1992

The applicant Newmont Gold Company by Charles Zimmerman, agent
P. O. Box 669 of Carlin
Street and No. or P.O. Box No. City or Town

Nevada 89822 herby make^s application for permission to change the
State and Zip Code No.

point of diversion, manner of use, and place of use of a portion
Point of diversion, manner of use, and/or place of use

of water heretofore appropriated under permit 51962; well PW-9
Identify existing right by Permit, Certificate, Proof or Claim Nos. If Decreed, give title of Decree and

identify right in Decree.

1. The source of water is underground; well 29-WW
Name of stream, lake, underground spring or other source.

2. The amount of water to be changed 0.5 cfs (224.4 gpm); 362 Acre feet/year (118 MgA)
Second feet, acre feet. One second foot equals 448.83 gallons per minute.

3. The water to be used for construction
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

4. The water heretofore permitted for mining, milling, and domestic
Irrigation, power, mining, industrial, etc. If for stock state number and kind of animals.

5. The water is to be diverted at the following point NE quarter of the SW quarter of section 29
Describe as being within a 40-acre subdivision of public survey and by course and
of T34N, R52E, M.D.B.&M., at a point from which the NE corner of section 36, of
distance to a section corner. If on unsurveyed land, it should be stated.

T34N, R51E, M.D.B.&M., a found GLO brass cap, bears S 76° 28' W a distance of
7,845 feet.

6. The existing permitted point of diversion is located within NW quarter of the NE quarter of
If point of diversion is not changed, do not answer.
section 35 of T34N, R51E, M.D.B.&M., at a point from which the NE corner of
said section 35 bears N 60° 47' E a distance of 2,304 feet.

7. Proposed place of use all of section 29 of T34N, R52E, M.D.B.&M.
Describe by legal subdivisions. If for irrigation state number of acres to be irrigated.

8. Existing place of use section 34, 35, 36, T34N, R51E, MDM; sections 1, 2, 3, 10 & 11
Describe by legal subdivisions. If permit is for irrigation, state number of acres irrigated. If changing place of use and/or
T33N, R51E, MDM. Section 6 T33N, R52E, MDM.
manner of use of irrigation permit, describe acreage to be removed from irrigation.

9. Use will be from January 01 to December 31 of each year.
Month and Day Month and Day

10. Use was permitted from January 01 to December 31 of each year.
Month and Day Month and Day

11. Description of proposed works. (Under the provisions of NRS 535.010 you may be required to submit plans and
specifications of your diversion or storage works.) 8 3/4 inch drilled and cased well
State channel in which water is to be diverted, i.e. diversion structure,
installed with pump, motor, totalizing flowmeter, and pipeline to the place of
ditches, pipes and flumes, or drilled well, etc. use

12. Estimated cost of works \$13,000.00 (Thirteen thousand dollars)

13. Estimated time required to construct works one year

14. Estimated time required to complete the application of water to beneficial use..... one year

15. Remarks: For use other than irrigation or stock watering, state number and type of units to be served or annual consumptive use:

This application is hereby submitted for temporary water rights for the purpose of supplying water for the construction of roads and a dam as part of the ongoing dewatering effort at Newmont's Gold Quarry Mine.

By s/ Charles Zimmerman
P. O. Box 669
Carlin, NV 89822

Compared am/se am/se

Protested.....

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This temporary permit to change the place of use, manner of use and point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 51962 is issued subject to the terms and conditions imposed in said Permit 51962 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

This permit is issued under the preferred use provisions of NRS Chapter 534. The manner of use of water under this permit is by nature of its activity a temporary use and any application to change the manner of use granted under this permit will be subject to additional determination and evaluation with respect to the permanent effects on existing rights and the resource within the ground water basin.

(CONTINUED ON PAGE 2)

The amount of water to be changed shall be limited to the amount which can be applied to beneficial use, and not to exceed 0.5 cubic feet per second, but not to exceed 362 acre-
feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before.....

Proof of completion of work shall be filed before.....

Application of water to beneficial use shall be made on or before.....

Proof of the application of water to beneficial use shall be filed on or before.....

Map in support of proof of beneficial use shall be filed on or before.....

Completion of work filed.....

Proof of beneficial use filed.....

Cultural map filed.....

Certificate No. Issued.....

IN TESTIMONY WHEREOF, I, R. MICHAEL TURNIPSEED, P.E.
 State Engineer of Nevada, have hereunto set my hand and the seal of my

office, this 17th day of April

A.D. 19 92

R. Michael Turnipseed, P.E.
 State Engineer

SEP 30 1992
R. Michael Turnipseed, P.E.
 STATE ENGINEER

(PERMIT TERMS CONTINUED)

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies and is specifically issued contingent upon approval by the Nevada Division of Environmental Protection of the dewatering project.

The total combined duty of water under Permits 40900, 47962, 48328, 48330, 48910, 48911, 48912, 49550, 49916, 49962, 51962, 52330, 52331, 52332, 52883, 52884, 53384, 53385, 54339, 54340, 54341, 55614-T, 55615-T, 55616, 55617, 55618, 55619, 56411-T, 56751-T and 57117-T shall not exceed 10,582 acre feet annually.

Any water obtained under Permits 52883, 52884, 53384, 53385, 54339, 54340, 54341, 55614-T, 55615-T, 55616, 55617, 55618, 55619, 56411-T, 56751-T and 57117-T as a result of the dewatering program by the permittee shall be used first for mining, milling, heap leaching, drilling, road water, construction and other related mining and milling uses within the place of use as described.

A monthly report shall be submitted to the State Engineer within 10 days from the end of the month which shall include the amount of water pumped from each well and the amount of water used for construction purposes.

This temporary permit is issued pursuant to the provisions of NRS 533.345 Section 2 and will expire on April 16, 1993 at which time all rights herein granted shall revert to the right being changed by this temporary permit.

